

IN THE HIGH COURT OF KARNATAKA AT BANGALORE

DATED THIS THE 4th DAY OF JUNE, 1998.

BEFORE

THE HON'BL MR.JUSTICE V.K. SINGHAL

WRIT PETITION No. 23806 OF 1994.

BETWEEN:

M/s V.Yogendra Babu,
No.103, Laxmi Market,
J.M.Road, Bangalore.
by Prop: V.Yogendra Babu,
Major. ... Petitioner.

(By Sri.B.V.Katageri,Adv.for Petitioner.)

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AND:

1. The State of Karnataka,
by its Chief Secretary,
Vidhana Soudha,
Bangalore- 1. ... Respondent.

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2. The Asst.Commissioner
of Commercial Taxes,
27th Circle,Bangalore. ... Respondents.

(BY ~~mt.~~ S.Sujatha,HCGP for Respondents.)

Writ petition is filed under Articles
226 and 227 of the Constitution of India,
with an affidavit, praying to declare that
the provisions of sec. 5(3) ^(c) ~~its~~ with ~~the~~ proviso
as unconstitutional and void in so far it
leavies the tax on the silk fabrics under
KST Act. 1957. and ~~etxx~~ Quash the assessment
Order dt:9.6.94 passed by the R-2 for the -
period 1988-89 vide Annexure-'A'. etc.,

Writ petition is coming on for ~~preli-~~
~~orders~~
~~minary hearing~~ this day the Court made the
following:

O R D E R

Validity of Section 5(3) (c) of KST
Act, 1957 has already been upheld in the case

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case of JANARDHAN SILK HOUSE Vs. STATE OF

KARNATAKA - W.P.Nos. 752/93 and 753 of 93

decided on 16.4.97. The petitioner may file
an appeal on the rest of the points, if any
within 4 weeks from to-day. Writ Petition
is dismissed with the above observations.

Sd/-JUDGE:

ss.

r. by: 21/8/98

c. by: PWD

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Assistant Registrar,
High Court of Karnataka,
Bangalore-560 001.

22/8/98



